

**IN THE UNITED STATES PATENT OFFICE**

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Inventors : Joachim BORMANN, Markus R. GOLD, and Wolfgang SHATTON

Patent No : 5,061,703

Filed : 11 April 1990

Title : ADAMANTANE DERIVATIVES IN THE PREVENTION AND TREATMENT OF CEREBRAL ISCHEMIA

Issue Date : 29 October 1991

Expiration Date: 11 April 2010 (before extension)

Docket No. : MERZ 16

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Mail Stop: HATCH-WAXMAN PTE  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**WAIVER OF RECONSIDERATION OF NOTICE OF FINAL DETERMINATION**

In response to the Notice of Final Determination, issued 3 March 2009, determining that US Patent No. 5,061,703 is eligible for patent term extension under 35 USC § 156 for a period of five (5) years, the applicant acknowledges the determination with appreciation. Accordingly, the applicant respectfully accepts this determination and waives its right to request reconsideration of the Notice of Final Determination. Acknowledgement of this waiver and issue of a certification of extension reflecting the five (5) year period of extension for US Patent No. 5,061,703 at the earliest possible time are all hereby respectfully solicited.

If the undersigned attorney can be of assistance to the Office in the elimination of any possibly-outstanding insignificant impediment to an immediate issuance of such certification, the Office is respectfully invited to call him at his below-listed number for such purpose.

Respectfully submitted,

THE FIRM OF HUESCHEN AND SAGE

By:   
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Dated: 13 March 2009  
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THE COMMISSIONER IS HEREBY AUTHORIZED TO CHARGE ANY  
FURTHER OR ADDITIONAL FEES WHICH MAY BE REQUIRED (DUE TO  
OMISSION, DEFICIENCY, OR OTHERWISE), OR TO CREDIT ANY  
OVERPAYMENT, TO DEPOSIT ACCOUNT NO. 08,3220.

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Certificate of Transmission Under 37 CFR § 1.8(a)

I hereby certify that this correspondence is being facsimile transmitted to the  
Commissioner for Patents, Mail Stop: HATCH-WAXMAN PTE at fax number  
(571)273-7755, on 13 March 2009.

G. PATRICK SAGE

